

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

WAYNE LAFOUNTAIN,

Plaintiff,

v.

Case No. 01-60011

HON. MARIANNE O. BATTANI

WILLIAM MARTIN, et al.,

Defendant.

**ORDER DENYING DEFENDANT
WILLIAM MARTIN'S MOTION FOR SUMMARY JUDGMENT AND GRANTING
IN PART AND DENYING IN PART PLAINTIFF'S MOTION FOR SANCTIONS**

Before the Court is defendant William Martin's Motion for Summary Judgment (Doc. #117) and Plaintiff's Emergency Motion for Sanctions (Doc. #127). For the reasons stated at a hearing held on May 31, 2006, the Court hereby **DENIES** the motion for summary judgment and **GRANTS** in part and **DENIES** in part Plaintiff's motion for sanctions. **IT IS ORDERED** that Defendants may not use any information gathered from, or as a result of, the May 15, 2006, medical examination of Wayne LaFountain in the course of this litigation.

IT IS SO ORDERED.

s/Marianne O. Battani
MARIANNE O. BATTANI
UNITED STATES DISTRICT JUDGE

DATED: June 6, 2006

CERTIFICATE OF SERVICE

Copies of this Order were mailed to counsel of record on this date by ordinary mail
and/or electronic filing.

s/Bernadette M. Thebolt
DEPUTY CLERK